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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/534,777	12/20/2005	Franciscus Marinus Hendrikus De Groot	0807840.0103	1785
545 ROGER PITT	7590 03/17/200	EXAMINER		
KIRKPATRIC	K & LOCKHART PRI	KOSACK, JOSEPH R		
599 LEXINGTON AVENUE 33RD FLOOR			ART UNIT	PAPER NUMBER
NEW YORK, NY 10022-6030			1626	
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			03/17/2008	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Application No. Applicant(s) 10/534,777 DE GROOT ET AL.

Joseph R. Kosack 1626	Office Action Summary	Examiner	Art Unit					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Editations of time may be available under the provision of 37 CFR 1.13(a), in no event however, may a reply be timely field under the correspondence of the communication, in the control of the communication of the comm								
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WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of aim may be available under the provision of 37 CFR 1.30(s) in no event lower, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the resonance instance provision will apply and will open SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the resonance instance provision will apply and will open SIX (6) MONTHS from the mailing date of this communication. Any reply received by the Officia later than three months after the mailing date of this communication, even if timely filed, may reduce any example and the search patient term adjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on		ears on the cover sheet with the o	correspondence ac	ddress				
1) Responsive to communication(s) filed on 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-55 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are objected to. 8) Claim(s) is/are objected to. 8) Claim(s) 1-55 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The cath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received.	WHICHEVER IS LONGER, FROM THE MAILING DV. Extensions of time rapy be available under the provisions of 3 CFR 1.1 after SIX (5) MONTHS from the mailing date of this communication. If NO period for regit is specified above, the maximum statutory period with the provision of th	ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be tin will apply and will expire SIX (6) MONTHS from cause the application to become ABANDONE	N. nely filed the mailing date of this of D (35 U.S.C. § 133).					
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3). ☐ Information Disclosure Statement(s) (PTO/SE/DB) 5) ☐ Notice of Informal Patent Application			atent Application					

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Participant Victorian Company	

Application/Control Number: 10/534,777

Art Unit: 1626

DETAILED ACTION

Claims 1-55 are pending in the instant application.

Amendments

Applicant is advised that the preliminary amendment filed on May 13, 2005 is improper as it does not contain a complete claim listing and does not contain mark-ups of the claims to show exactly what is being deleted and what is being added. Therefore, the requirement is based on the *original* claims and not those that were attempted to be amended.

Election/Restrictions

This application contains claims directed to more than one species of the generic invention. These species are deemed to lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1.

The species are as follows:

the species of claim 43

Applicant is required, in reply to this action, to elect a single species to which the claims shall be restricted if no generic claim is finally held to be allowable. The reply must also identify the claims readable on the elected species, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered non-responsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims

Application/Control Number: 10/534,777

Art Unit: 1626

are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

The species listed above do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, the species lack the same or corresponding special technical features for the following reasons: there is no common core structure for any of the claims which cover an immense quantity of widely divergent subject matter. Therefore, Applicant is invited to choose one of the species of claim 43 and indicate which claims read on the elected species. Then, the Office will attempt to build a group around the core structure of the species chosen.

Applicant is advised that the reply to this requirement to be complete must include (i) an election of a species or invention to be examined even though the requirement may be traversed (37 CFR 1.143) and (ii) identification of the claims encompassing the elected invention.

The election of an invention or species may be made with or without traverse. To preserve a right to petition, the election must be made with traverse. If the reply does not distinctly and specifically point out supposed errors in the restriction requirement, the election shall be treated as an election without traverse.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph R. Kosack whose telephone number is (571)272-5575. The examiner can normally be reached on M-Th 6:30-5:00.

Application/Control Number: 10/534,777

Art Unit: 1626

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph McKane can be reached on (571)-272-0699. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Kamal A Saeed, Ph.D./ Primary Examiner, Art Unit 1626

/Joseph R Kosack/ Examiner, Art Unit 1626